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Writer's Direct Access
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March 13, 2020

Via ECFS

Marlene J. Dortch, Secretary
Federal Communications Commission
Office of the Secretary
445 12th Street SW
Washington, DC 20554

**Re: Metropolitan Edison Company, Pennsylvania Electric Company, and
Penn Power Company's Motion for Leave to Supplement and Correct
Answer (Proceeding Number 19-354; Bureau ID Number EB-19-MD-
008)**

Ms. Dortch:

Please find attached Metropolitan Edison Company, Pennsylvania Electric Company, and
Penn Power Company's ("FirstEnergy") Motion for Leave to Supplement and Correct its
Answer in Proceeding Number 19-354; Bureau ID Number EB-19-MD-008.

Sincerely,



Timothy A. Doughty
Attorney for Metropolitan Edison Company,
Pennsylvania Electric Company, and Penn Power
Company

Enclosures

cc: Rosemary McEnery, Enforcement Bureau
Anthony DeLaurentis, Enforcement Bureau

Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554

)	
)	
Verizon Pennsylvania LLC and)	
Verizon North LLC,)	
)	
<i>Complainants,</i>)	
)	Proceeding Number 19-354
)	
v.)	Bureau ID Number EB-19-MD-008
)	
Metropolitan Edison Company,)	
Pennsylvania Electric Company, and)	
Penn Power Company,)	
)	
<i>Defendants</i>)	
)	

**METROPOLITAN EDISON COMPANY, PENNSYLVANIA ELECTRIC COMPANY,
AND PENN POWER COMPANY’S
MOTION FOR LEAVE TO SUPPLEMENT AND CORRECT ANSWER**

Defendants Metropolitan Edison Company (“Met-Ed”), Pennsylvania Electric Company (“Penelec”), and Pennsylvania Power Company (“Penn Power”) (collectively, “FirstEnergy”), pursuant to Sections 1.729, 1.721(h), and 1.732(c) of the Commission’s Rules, 47 C.F.R. §§1.729, 1.721(h), and 1.732(c) respectfully submit the following Motion for Leave to Supplement and Correct its Answer filed on February 3, 2020. In support of the foregoing, FirstEnergy states as follows.

Section 1.721(h) of the Rules requires parties to be responsible “for the continuing accuracy and completeness of all information and supporting authority furnished in a pending complaint proceeding.”¹ Section 1.732(c) permits the Commission to require the submission of

¹ 47 C.F.R. §1.721(h).

additional information that is “appropriate for a full, fair, and expeditious resolution of the proceeding.”²

In the course of analyzing Verizon’s Reply filed in this proceeding, FirstEnergy discovered inadvertent errors regarding the number of poles jointly used by FirstEnergy and Verizon, and regarding whether Verizon makes use of FirstEnergy’s electronic notification system called SPANS and pays fees for such access. FirstEnergy respectfully requests leave to correct its Answer in those respects.

FirstEnergy also requests leave to file the voluminous data underlying FirstEnergy’s statistically valid field audit. Although FirstEnergy submitted the results of that field audit, Verizon’s Reply notes that underlying data were not included. Verizon’s Reply contends the absence of these data make it “impossible for Verizon or the Commission to test FirstEnergy’s data for accuracy and reliability,” and Verizon contends that “[a] quality check is critical.”³ Verizon also has developed incorrect conclusions regarding the audit which this underlying data will address.⁴ Among other information, these data include more than 10,000 photographs and FirstEnergy respectfully requests suggestions on how best to provide such data.

FirstEnergy’s requests will serve the public interest by ensuring the continuing accuracy and completeness of all information and supporting authority furnished in this proceeding, and by promoting a full, fair, and expeditious resolution of this proceeding.

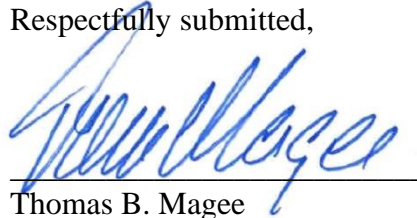
² 47 C.F.R. §1.732(c).

³ Reply Legal Analysis in Support of Verizon’s Pole Attachment Complaint, *Verizon Pennsylvania LLC and Verizon North LLC v. Metropolitan Edison Company, Pennsylvania Power Company, and Penn Power Company*, Proceeding Number 19-354, Bureau ID Number EB-19-MD-008 at 49 (filed Mar. 3, 2020) (Reply Legal Analysis).

⁴ For example, Verizon mistakenly claims that poles were reviewed that do not contain Verizon attachments and that FirstEnergy did not count the 3.33 feet of safety space as space required by FirstEnergy on Verizon’s poles. Reply Legal Analysis at 49-50 and 58.

For these reasons, FirstEnergy respectfully requests leave to supplement and correct its
February 3, 2020 Answer.

Respectfully submitted,



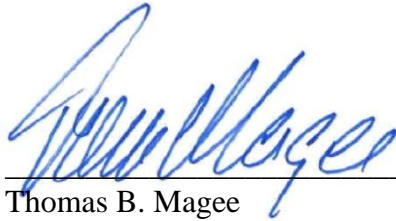
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*Attorneys for Metropolitan Edison Company,
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Power Company*

March 13, 2020

RULE 1.721(M) VERIFICATION

I, Thomas B. Magee, as signatory to this submission, hereby verify that I have read this Motion for Leave to Supplement and Correct Answer and, to the best of my knowledge, information, and belief formed after reasonable inquiry, it is well grounded in fact and is warranted by existing law or a good faith argument for the extension, modification, or reversal of existing law; and that it is not interposed for any improper purpose, such as to harass, cause unnecessary delay, or needlessly increase the cost of the proceeding.



Thomas B. Magee

CERTIFICATE OF SERVICE

I, Timothy A. Doughty, hereby certify that on this 13th day of March 2020, a true and authorized copy of Metropolitan Edison Company, Pennsylvania Electric Company, and Penn Power Company's ("FirstEnergy") Motion for Leave to Supplement and Correct its Answer was served on the parties listed below via electronic mail and was filed with the Commission via ECFS.

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/s/

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